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*Washington, Thursday, February 11, 1937*

## PRESIDENT OF THE UNITED STATES.

### GREEN MOUNTAIN NATIONAL FOREST—VERMONT

By the President of the United States of America

#### A PROCLAMATION

WHEREAS by proclamation of April 25, 1932 (47 Stat. 2509), there were set apart as the Green Mountain National Forest, in the State of Vermont, certain forest lands which had been, or might thereafter be, acquired by the United States of America under authority of the act of Congress approved March 1, 1911, ch. 186, 36 Stat. 961 (U. S. C., title 16, sec. 516), as amended by the act of June 7, 1924, ch. 348, 43 Stat. 653 (U. S. C., title 16, sec. 515); and

WHEREAS it appears that it would be in the public interest to modify the boundaries of the said National Forest by including therein certain other forest lands which have been, or may be, acquired under authority of the said acts of March 1, 1911, and June 7, 1924:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the power in me vested by section 24 of the act of March 3, 1891, ch. 561, 26 Stat. 1095, 1103, as amended (U. S. C., title 16, sec. 471), the act of June 4, 1897, ch. 2, 30 Stat. 34, 36 (U. S. C., title 16, sec. 473), and section 11 of the said act of March 1, 1911, do proclaim that all lands of the United States in the State of Vermont within the areas hereinafter described, are hereby included in and reserved as a part of the Green Mountain National Forest, and that all lands within such areas which may hereafter be acquired by the United States under the said acts of March 1, 1911, and June 7, 1924, shall upon acquisition of title thereto be reserved and administered as a part of the said National Forest:

#### *Northern Division*

Beginning in the Village of Mendon at the point where the East Pittsford Road intersects U. S. Highway 4; thence with the East Pittsford Road to the intersection with the Chittenden Road; thence with the Chittenden Road to the intersection with the Old Dugway Road; thence with the Old Dugway Road to the intersection with the River Road; thence with the River Road to the North Chittenden Road in Chittenden Village; thence with the North Chittenden Road to its intersection with the River Road in North Chittenden Village; thence northerly with the River Road about 2 miles to the crossing of Furnace Brook; thence up Furnace Brook to a point where a small drain enters from the west; thence westerly up said small drain to its intersection with the Middle Road; thence with the Middle Road to the intersection with State Highway 115 and the North Road at Goshen Four Corners; thence leaving State Highway 115 with the North Road in northerly and southwesterly directions to its reintersection with State Highway 115 approximately 1½ miles west of Goshen Four Corners; thence with State Highway 115 to the intersection with the

School House Hill Road in Forestdale Village; thence with the School House Hill Road to the intersection with State Highway 53; thence with State Highway 53 to the intersection with the Fern Lake Road; thence with the Fern Lake Road to the south end of Fern Lake; thence with the easterly shore of Fern Lake to a northeasterly cove in Fern Lake; thence N 26° E, true meridian, approximately 20 chains to a southeasterly cove of Lake Dunmore; thence with the easterly shore of Lake Dunmore to a cove south of Keewaydin Camps where State Highway 53 borders the east shore of Lake Dunmore; thence with State Highway 53 to the intersection with the East Middlebury Road; thence with the East Middlebury Road to the intersection with the Ripton Road; thence with the Ripton Road to intersection with the old Pratt Hill Road; thence with the old Pratt Hill Road to the intersection with the East Middlebury Road; thence with the East Middlebury Road to the intersection with Middlebury River; thence up Middlebury River to the East Middlebury-Hancock Road; thence westerly with the East Middlebury-Hancock Road to the intersection with School Street in East Middlebury Village; thence northerly with School Street and School Street extended to Fay's Corner; thence westerly with an east and west road from Fay's Corner to the intersection with State Highway 116; thence with State Highway 116 to the intersection with the Little Notch Road; thence with the Little Notch Road to the intersection with a north and south road, also known as the Little Notch Road, and which is the most easterly road at the foot of the mountains; thence with this most easterly road to the intersection with River Street in Bristol Village; thence with River Street to River Street Bridge over the New Haven River; thence with the New Haven River to the Gove Hill Road Bridge in West Lincoln; thence with the Gove Hill Road to the intersection with the West Hill Road; thence with the West Hill Road to the intersection with the Ripton-Lincoln Road; thence with the Ripton-Lincoln Road to the intersection with the most southerly road to South Lincoln; thence with the most southerly South Lincoln Road to the intersection with the Lincoln-South Lincoln Road; thence with the Lincoln-South Lincoln Road to the intersection with a north and south cross road from South Lincoln Village to Lincoln-Warren Road; thence with said cross road to its intersection with the Lincoln-Warren Road; thence with the Lincoln-Warren Road to its intersection with the Old Downingville Road; thence with the old Downingville Road to its intersection at Downingville with the Jerusalem Road; thence with the Jerusalem Road to its intersection with the north line of the Town of Lincoln; thence easterly with the north line of the Town of Lincoln and the north line of the Town of Warren to the intersection with the German Flats Road; thence with German Flats Road and the Grand Hollow Road to the intersection of the Grand Hollow Road with State Highway 100; thence





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with State Highway 100 to the crossing of Mad River in Warren Village; thence up Mad River to its intersection with the Warren-Granville Town Line, which is also the Washington-Addison County Line and the north boundary of the Granville Gulf State Forest; thence with the north, west and south boundaries of said State Forest to the intersection with State Highway 100; thence with State Highway 100 to the intersection with Alder Meadow Brook in Granville Village; thence down Alder Meadow Brook to its junction with White River; thence with White River and State Highway 100, whichever is the most westerly, to the intersection of White River with State Highway 115; thence with State Highway 115 to the intersection with Calkin's Road; thence with Calkin's Road to the intersection with White River; thence with White River to the intersection with State Highway 100; thence with State Highway 100 to the intersection in Pittsfield Village with the Upper Michigan Road; thence with the Upper Michigan Road to the intersection with a short cross road; thence with said cross road to the intersection with the

Lower Michigan Road; thence with the Lower Michigan Road to the intersection with State Highway 100; thence with State Highway 100 to the intersection with U. S. Highway 4; thence with U. S. Highway 4 to place of Beginning.

### Southern Division

Beginning at the point where U. S. Highway 7 crosses the Vermont-Massachusetts State Line; thence with U. S. Highway 7 to the intersection with the Old County Road in Pownal; thence with the Old County Road to the intersection with U. S. Highway 7 in Pownal Center; thence with U. S. Highway 7 to the intersection with the Barber Pond Road in Pownal Center; thence with the Barber Pond Road to the intersection with the Stamford and East Roads; thence with the East Road, which is the most easterly through road along the base of the mountain, to the intersection with the Gore Road at the Blair Farm; thence with the Gore Road to the intersection with the Burgess Fair Ground Road; thence with the Burgess Fair Ground Road to the intersection with the Barney Road; thence with the Barney Road to the intersection with State Route 9; thence with State Route 9 to Furnace Bridge over Walloomsac Brook; thence with the Walloomsac Brook to the intersection with Branch Street in the village of Bennington; thence with Branch Street extended in the Brooklyn Section of Bennington, and with East Road beyond the village limits of Bennington to the intersection near the Wait Farm, with a more westerly road also known as East Road; thence with the East Road to the intersection with the Straight Road; thence with the Straight Road to the intersection with East Road at Snow School; thence with the East Road to the intersection with the East Arlington Road; thence with the East Arlington Road to the intersection with Church Street in East Arlington; thence with Church Street to the intersection with Kelly Stand Road; thence with Kelly Stand Road to the intersection with North Road near Roaring Branch Bridge at East Kansas; thence with North Road to the intersection with River Street and the Old Stage Road in Sunderland; thence with the Old Stage Road to the intersection with the Sunderland-Richfield Road in Sunderland; thence with the Sunderland-Richfield Road to intersection with the Rutland Railway; thence with the Rutland Railway to the intersection with the Richfield Road; thence with the Richfield Road to the intersection with an unnamed street in Richfield which borders on Bushee Farm; thence in part with the unnamed street and in part with an abandoned road to the intersection with C. F. Bartlett Road; thence with C. F. Bartlett Road to the intersection with State Route 30; thence with State Route 30 to the intersection with the Rutland Railway near Manchester Depot; thence with the Rutland Railway and U. S. Highway 7, whichever is more easterly, to the intersection with the Hartsboro Road; thence with the Hartsboro Road to the intersection with the Ice-bed Road; thence with the Ice-bed Road to the intersection with State Highway 103A; thence with State Highway 103A to the intersection with State Highway 103; thence with State Highway 103 to the intersection with State Highway 8; thence with State Highway 8 to the intersection with the Back Road; thence with the Back Road, west of and parallel to State Highway 8, to the forks of the road near Benson's Mill; thence with an old road on the west side of West River to the intersection with the Weston-Peru Road; thence with the Weston-Peru Road to the intersection with the Landgrove Road; thence with the Landgrove Road to the first fork of the road south of North Landgrove (locally known as Clarksville); thence with the more easterly road to its fork; thence with the more westerly road to the intersection with State Highway 11; thence south 4 degrees west approximately 1.9 miles to the Winhall Hollow Road at its junction approximately 1.6 miles northwest of South Londonderry Village, with an old settlement road leading to State Highway 11; thence with the Winhall Hollow Road to the intersection with the Bondville Road; thence with the Bondville Road to the intersection with State Route 30 in Bondville;



thence with State Route 30 to the intersection with the Winhall Station Road in Rawsonville; thence with the Winhall Station Road to the intersection with the abandoned Central Vermont Railway at Winhall Station; thence with the Central Vermont Railway to the intersection with Station Street in Jamaica Village; thence with Station Street to the intersection with Brook Street; thence with Brook Street to the intersection with State Route 30; thence with State Route 30 to the intersection with River Road at French Bridge over West River; thence with the River Road to intersection with State Route 8 at East Jamaica; thence with State Route 8 to the intersection with the South Wardsboro Road in Wardsboro; thence with the South Wardsboro Road to the intersection with the South Wardsboro School Road in South Wardsboro; thence with the South Wardsboro School Road about 0.6 mile to the intersection with an old road at a barway; thence with the old road which is in part abandoned but rock walled and in part a farm road to the intersection with the Rock River and West Dover Roads; thence with the West Dover Road about one-half mile to the intersection with a back road; thence with the back road to the intersection with the West Dover Road; thence with the West Dover Road to the intersection with State Route 8 in West Dover; thence with State Route 8 to the intersection with the Handle Road near the headwaters of Blue Brook; thence with the Handle Road to intersection with the Perley Symester Farm Road; thence with the Perley Symester Farm Road to the intersection with the Ray Hill Road; thence with the Ray Hill Road to the intersection with State Route 9; thence with State Route 9 to a point on said route north of the intersection of Deerfield River with the flow line of Whitingham Lake; thence south to the intersection of Deerfield River with the flow line of Whitingham Lake; thence with the flow line around the west side of Whitingham Lake to the intersection with State Route 8 near the village of Whitingham; thence with State Route 8 to the intersection with the most westerly road to Rowe, Massachusetts; thence with the most westerly road to Rowe to the intersection with a logging road about three tenths of a mile beyond the first farmhouse on the left; thence with the logging road to the Vermont-Massachusetts State Line; thence with the Vermont Massachusetts State Line to the Beginning.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this eighth day of February in the year of our Lord nineteen hundred and [SEAL] thirty-seven and of the Independence of the United States of America the one hundred and sixty-first.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

[No. 2225]

[F. R. Doc. 37-420; Filed, February 10, 1937; 12:53 p. m.]

## TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 48798]

### EMERGENCY—FLOOD CONDITIONS.

FOOD, CLOTHING, AND MEDICAL, SURGICAL, AND OTHER SUPPLIES TO BE ADMITTED FREE OF DUTY WHEN IMPORTED FOR USE IN EMERGENCY RELIEF WORK IN CONNECTION WITH CERTAIN FLOOD CONDITIONS.

FEBRUARY 8, 1937.

To Collectors of Customs and Others Concerned:

Acting under the authority of section 318, Tariff Act of 1930 (U. S. C. title 19, sec. 1318), the President, on February 1, 1937, issued the following proclamation.<sup>1</sup>

<sup>1</sup> 2 F. R. 273.

"EMERGENCY DUE TO FLOOD CONDITIONS—FREE IMPORTATION OF FOOD, CLOTHING, AND MEDICAL, SURGICAL AND OTHER SUPPLIES FOR USE IN EMERGENCY WORK

By the President of the United States of America

### A PROCLAMATION

"WHEREAS there have recently occurred and are occurring disastrous floods in various localities in the valleys of the Ohio and Mississippi rivers and tributaries thereof, resulting in great loss of life and property and causing much sickness, suffering, and privation among the residents of the stricken localities, making it necessary for charitable, philanthropic, relief, and other organizations to extend aid on a large scale to the flood sufferers;

"AND WHEREAS section 318 of the Tariff Act of 1930 (46 Stat. 696) provides:

"Whenever the President shall by proclamation declare an emergency to exist by reason of a state of war, or otherwise, he may authorize the Secretary of the Treasury to extend during the continuance of such emergency the time herein prescribed for the performance of any act, and may authorize the Secretary of the Treasury to permit, under such regulations as the Secretary of the Treasury may prescribe, the importation free of duty of food, clothing, and medical, surgical, and other supplies for use in emergency relief work. \* \* \*";

"NOW, THEREFORE, I, Franklin D. Roosevelt, President of the United States of America, acting under and by virtue of the authority vested in me by the foregoing provisions of section 318 of the Tariff Act of 1930, do by this proclamation declare an emergency to exist, and I do hereby authorize the Secretary of the Treasury to permit, during the continuance of such emergency (the termination of which will be determined by the President and declared by his Proclamation), within such limits and subject to such conditions as he may deem necessary to meet the emergency, the importation free of duty of such food, clothing, and medical, surgical, and other supplies as he may designate and under such regulations as he may prescribe, when imported for use in such emergency relief work.

"IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

"DONE at the City of Washington this 1st day of February in the year of our Lord nineteen hundred and thirty-seven, [SEAL] and of the Independence of the United States of America the one hundred and sixty-first.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL

Secretary of State."

[No. 2223]

Pursuant to the authority conferred by the President's proclamation, the following instructions were issued to collectors of customs, by telegram, under date of February 3, 1937:

On February first President issued proclamation under section three eighteen Tariff Act nineteen thirty declaring existence emergency account flood conditions Ohio and Mississippi river valleys and authorizing Secretary Treasury permit free entry food clothing medical surgical and other supplies imported during such emergency for use relief work STOP You are authorized permit free entry for use flood relief work all food clothing medical surgical and other supplies imported by or for account of any governmental agency whether national state or local or any civic patriotic charitable philanthropic relief or similar organization not operated for profit STOP Satisfy yourself as to character of importing agency or organization and bona fides of importation before permitting free release STOP Accept appraisement entries irrespective value of shipments STOP No consular invoices required

WAYNE C. TAYLOR,

Acting Secretary Treasury.

Collectors of customs will be governed by the instructions contained in the foregoing telegram until further notice.

[SEAL]

WAYNE C. TAYLOR,

Acting Secretary of the Treasury.

[F. R. Doc. 37-416; Filed, February 9, 1937; 2:18 p. m.]



## DEPARTMENT OF THE INTERIOR.

## General Land Office.

STOCK DRIVEWAY WITHDRAWAL No. 128, WYOMING No. 13,  
ENLARGED

JANUARY 25, 1937.

It appearing from examination that the following-described public lands should be included in Stock Driveway Withdrawal No. 128, Wyoming No. 13, it is hereby ordered, under and pursuant to the provisions of section 7 of the act of June 28, 1934 (48 Stat. 1269), as amended by the act of June 26, 1936 (49 Stat. 1976), and section 10 of the act of December 29, 1916 (39 Stat. 862), as amended by the act of January 29, 1929 (45 Stat. 1144), that such lands, excepting any mineral deposits therein, be, and they are hereby, withdrawn from all disposal under the public-land laws and reserved for use by the general public as an addition to such driveway reservation, subject to valid existing rights:

## SIXTH PRINCIPAL MERIDIAN

T. 41 N., R. 86 W.,  
sec. 12, lots 4, 5, 6, and 8, N $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
sec. 13, lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ ; aggregating  
501.69 acres.

Any mineral deposits in such lands shall be subject to location and entry only in the manner prescribed by the Secretary of the Interior in accordance with the provisions of the aforesaid act of January 29, 1929, and existing regulations.

T. A. WALTERS,  
First Assistant Secretary.

[F. R. Doc. 37-417; Filed, February 10, 1937; 9:59 a. m.]

## DEPARTMENT OF AGRICULTURE.

## Agricultural Adjustment Administration.

WR--B-101--North Dakota--Part X Issued February 9, 1937  
1937 AGRICULTURAL CONSERVATION PROGRAM--WESTERN REGION

## BULLETIN NO. 101--NORTH DAKOTA, PART X

Western Region Bulletin No. 101--North Dakota is hereby supplemented by adding thereto the following Part X.

## Part X. County Average Rates

SECTION 1. *County Average Rates for Computing Diversion Payments and Soil-Building Allowances.*—The county average rates per acre for computing diversion payments, and the county average rates per acre to be used in computing those portions of the soil-building allowance which vary as the productivity of the cropland on the farm varies from the average productivity of all such cropland in the United States, shall be as follows for the respective counties in the State of North Dakota:

County	Average rate per acre for diversion from soil-depleting base <sup>1</sup>	Average soil-building allowance rate per acre on acreage diverted for payment <sup>2</sup>	Average soil-building allowance rate per acre on all cropland on non-diversion farms and commercial orchard land on diversion farms <sup>3</sup>
Adams.....	\$4.30	\$2.90	\$.58
Barnes.....	4.50	3.00	.60
Benson.....	4.20	2.80	.56
Billings.....	3.80	2.50	.50
Bottineau.....	3.70	2.45	.49
Bowman.....	4.10	2.70	.54
Burke.....	4.20	2.80	.56
Burleigh.....	3.90	2.60	.52
Cass.....	5.20	3.45	.69
Cavalier.....	4.70	3.10	.62

County	Average rate per acre for diversion from soil-depleting base <sup>1</sup>	Average soil-building allowance rate per acre on acreage diverted for payment <sup>2</sup>	Average soil-building allowance rate per acre on all cropland on non-diversion farms and commercial orchard land on diversion farms <sup>3</sup>
Dickey.....	4.30	2.90	.58
Divide.....	4.10	2.75	.55
Dunn.....	3.80	2.50	.50
Eddy.....	4.00	2.65	.53
Emmons.....	4.30	2.85	.57
Foster.....	3.90	2.60	.52
Golden Valley.....	4.10	2.75	.55
Grand Forks.....	5.00	3.35	.67
Grant.....	4.10	2.75	.55
Griggs.....	4.30	2.90	.58
Hettinger.....	4.10	2.75	.55
Kidder.....	3.90	2.60	.52
Lamoure.....	4.40	2.90	.58
Logan.....	4.20	2.80	.56
McHenry.....	3.60	2.40	.48
McIntosh.....	4.10	2.70	.54
McKenzie.....	4.10	2.70	.54
McLean.....	4.00	2.65	.53
Mercer.....	4.20	2.80	.56
Morton.....	4.20	2.80	.56
Mountrail.....	3.70	2.45	.49
Nelson.....	4.60	3.10	.62
Oliver.....	4.00	2.70	.54
Pembina.....	4.90	3.30	.66
Pierce.....	4.00	2.70	.54
Ramsey.....	4.70	3.15	.63
Ransom.....	4.50	3.00	.60
Renville.....	3.70	2.50	.50
Richland.....	4.90	3.25	.65
Rolette.....	3.70	2.45	.49
Sargent.....	4.70	3.10	.62
Sheridan.....	4.10	2.75	.55
Sioux.....	3.80	2.50	.50
Slope.....	3.90	2.60	.52
Stark.....	4.30	2.90	.58
Steele.....	4.40	2.90	.58
Stutsman.....	4.20	2.80	.56
Towner.....	4.30	2.85	.57
Traill.....	5.00	3.35	.67
Walsh.....	5.00	3.30	.66
Ward.....	4.00	2.70	.54
Wells.....	4.40	2.90	.58
Williams.....	3.80	2.55	.51

SEC. 2. *Rates as Applied to Individual Farms.*—For any individual farm the rate of payment for diversion from the soil-depleting base and the rates to be used in computing these portions of the soil-building allowance which vary as the productivity of the cropland on the farm varies from the average productivity of all such cropland in the United States shall be those rates determined by multiplying the applicable average rate per acre for the county in which the farm is located by the productivity index established for the farm and by dividing the result by 100.

The productivity index for the farm shall be determined on the basis of the farm yield as compared with the county yield of a crop which is generally grown throughout the county or, on such other basis as the Director of the Western Division may authorize for the purpose of obtaining an accurate reflection of the productivity of the cropland on the farm. The average of productivity indexes for all farms for which work sheets are filed in a county, weighted by the respective crop acreages for such farms, shall not exceed 100, unless a variance therefrom is recommended by the State Committee and approved by the Agricultural Adjustment Administration.

In testimony whereof, H. A. Wallace, Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 9th day of February 1937.

[SEAL]

H. A. WALLACE,  
Secretary of Agriculture.

<sup>1</sup> Pursuant to section 1, part II of W. R. Bulletin 101--North Dakota.  
<sup>2</sup> Pursuant to subsection A-2, section 2, part III of W. R. Bulletin 101--North Dakota.  
<sup>3</sup> Pursuant to subsections A-3 and B-1 of section 2, part III of W. R. Bulletin 101--North Dakota.



WR—B-101—Utah—Part X

Issued February 9, 1937

## 1937 AGRICULTURAL CONSERVATION PROGRAM—WESTERN REGION

## BULLETIN NO. 101—UTAH, PART X

Western Region Bulletin No. 101—Utah is hereby supplemented by adding thereto the following Part X.

## Part X. County Average Rates

**SECTION 1. County Average Rates for Computing Diversion Payments and Soil-Building Allowances.**—The county average rates per acre for computing diversion payments, and the county average rates per acre to be used in computing those portions of the soil-building allowance which vary as the productivity of the cropland on the farm varies from the average productivity of all such cropland in the United States, shall be as follows for the respective counties in the State of Utah:

County	Average rate per acre for diversion from soil-depleting base <sup>1</sup>	Average soil-building allowance rate per acre on acreage diverted for payment <sup>2</sup>	Average soil-building allowance rate per acre on all cropland on non-diversion farms and commercial orchard land on diversion farms <sup>3</sup>
Beaver.....	\$7.70	\$5.10	\$1.02
Box Elder.....	8.20	5.45	1.09
Cache.....	8.70	5.80	1.16
Carbon.....	8.10	5.40	1.08
Daggett.....	6.90	4.60	.92
Davis.....	10.60	7.05	1.41
Duchesne.....	7.30	4.90	.98
Emery.....	7.30	4.90	.98
Garfield.....	7.30	4.90	.98
Grand.....	8.80	5.85	1.17
Iron.....	8.00	5.35	1.07
Juab.....	6.00	4.00	.80
Kane.....	7.30	4.90	.98
Millard.....	6.30	4.20	.84
Morgan.....	10.00	6.70	1.34
Piute.....	7.90	5.30	1.06
Rich.....	7.70	5.10	1.02
Salt Lake.....	9.40	6.30	1.26
San Juan.....	5.00	3.30	.66
Sanpete.....	6.70	4.50	.90
Sevier.....	10.30	6.85	1.37
Summit.....	7.10	4.70	.94
Tooele.....	6.80	4.50	.90
Uintah.....	7.40	4.95	.99
Utah.....	9.80	6.50	1.30
Wasatch.....	8.50	5.65	1.13
Washington.....	9.20	6.15	1.23
Wayne.....	7.10	4.70	.94
Weber.....	9.70	6.45	1.29

<sup>1</sup> Pursuant to section 1, part II of W. R. Bulletin 101—Utah.

<sup>2</sup> Pursuant to subsection A-2, section 2, part III of W. R. Bulletin 101—Utah.

<sup>3</sup> Pursuant to subsections A-3 and B-1 of section 2, part III of W. R. Bulletin 101—Utah.

**Sec. 2. Rates as Applied to Individual Farms.**—For any individual farm the rate of payment for diversion from the soil-depleting base and the rates to be used in computing those portions of the soil-building allowance which vary as the productivity of the cropland on the farm varies from the average productivity of all such cropland in the United States shall be those rates determined by multiplying the applicable average rate per acre for the county in which the farm is located by the productivity index established for the farm and by dividing the result by 100, except that for any farm on which normal summer fallow acreage represents a part of the soil-depleting base established for such farm, a downward adjustment must be made in the farm rates, so determined, in proportion to the amount of acreage normally devoted to summer fallow which has been included in the soil-depleting base established for the farm.

The productivity index for the farm shall be determined on the basis of the farm yield as compared with the county yield of a crop which is generally grown throughout the county or, on such other basis as the Director of the Western Division may authorize for the purpose of obtaining an accurate reflection of the productivity of the cropland on the

farm. The average of the productivity indexes for all farms for which work sheets are filed in a county, weighted by the respective crop acreages for such farms, shall not exceed 100, unless a variance therefrom is recommended by the State Committee and approved by the Agricultural Adjustment Administration.

In testimony whereof, H. A. Wallace, Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 9th day of February 1937.

[SEAL]

H. A. WALLACE,  
Secretary of Agriculture.

[F. R. Doc. 37-413; Filed, February 9, 1937; 12:51 p. m.]

## Bureau of Public Roads.

## IMPROVEMENT OF SECONDARY OR FEEDER ROADS

Pursuant to the authority vested in the Secretary of Agriculture by the Federal Highway Act of November 9, 1921 (42 Stat. 212), as amended and supplemented, the following rules and regulations are hereby adopted and promulgated for administering the provisions of Section 7 of the Act approved June 16, 1936 (Public, No. 686—74th Congress), relating to secondary or feeder roads.

Done at the City of Washington this 9th day of February 1937 as witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,  
Secretary of Agriculture.

RULES AND REGULATIONS FOR CARRYING OUT THE PROVISIONS OF SECTION 7 OF THE ACT OF JUNE 16, 1936 (PUBLIC NO. 686—74TH CONGRESS) WHICH RELATE TO THE IMPROVEMENT OF SECONDARY OR FEEDER ROADS IN ACCORDANCE WITH THE PROVISIONS OF THE FEDERAL HIGHWAY ACT

## Definitions

**SECTION 1.** For the purposes of these rules and regulations the following definitions shall control:

"Act" shall mean Section 7 of the Act of June 16, 1936 (Public, No. 666—74th Congress), which provides for the improvement of secondary or feeder roads, including farm-to-market roads, rural free delivery mail roads, and public school bus routes in accordance with the provisions of the Federal Highway Act, as amended and supplemented.

"State" as used herein shall include the Territory of Hawaii and the Island of Puerto Rico.

"Secretary" shall mean the Secretary of Agriculture of the United States.

"Secondary Highway Funds" shall mean the funds authorized to be apportioned under the Act to the several States by the Secretary of Agriculture for the improvement of secondary or feeder roads.

"Secondary or Feeder Roads" shall mean roads outside of municipalities, except as hereafter provided, which are not included in the Federal aid highway system, and shall include farm-to-market roads, mine-to-market roads, rural free delivery mail roads, public school bus routes and other rural roads of community value which connect with important highways or which extend reasonably adequate highway service from such highways, or which lead to rail or water shipping points or local settlements. The limitation with respect to roads within municipalities shall not be construed to prevent improvements into or through small municipalities when such improvements are necessary for continuity of service.

"Municipality" shall mean a populous community, generally of defined area, usually organized pursuant to law into a body politic with corporate name and continuous succession and for the purpose and with the authority of subordinate local self-government.

"Project" shall mean a definite undertaking for a purpose defined under the Act.



Projects shall be designated "Federal Aid Secondary Project No. FAS —."

#### *Initiation of Projects*

SECTION 2. All projects under this Act shall be initiated by the States and submitted in the same manner as other Federal aid projects, and all such projects shall be subject to all of the provisions of the rules and regulations of the Secretary of Agriculture in effect for administering the Federal Highway Act, as amended, except such provisions as are inconsistent or in conflict with these rules and regulations.

#### *Application of Funds to Projects*

SECTION 3. The funds apportioned to any State under the Act shall be applied to projects, essentially rural in character, that are not on highway routes which are potential additions to the Federal aid highway system within a reasonable interval.

In States where the mileage of the State highway system is a small percentage of the total highway mileage of the State, the Chief of the Bureau of Public Roads shall determine to what extent secondary or feeder road projects may be located on the State highway system.

To accomplish a wide distribution of benefits within each State in the expenditure of funds authorized by the Act without a sacrifice of administrative or construction efficiency, the Chief of the Bureau of Public Roads shall determine the minimum percentage of counties, applicable alike in each State, in which the funds authorized for any one or more fiscal years shall be used: Provided, That the cost chargeable to secondary highway funds of projects programmed for construction in a State in any one fiscal year shall not exceed the amount of such funds available to the State.

No projects shall be undertaken which do not provide for a surfacing or stabilization of the roadbed which shall be reasonably satisfactory for the traffic served. Grading and drainage as first stage construction may be accepted: Provided, The State highway department will enter into a satisfactory agreement for future surfacing or stabilization of the roadbed.

#### *Selection of Projects*

SECTION 4. Each State highway department shall undertake the selection and designation of an initial system or group of secondary or feeder roads for construction or reconstruction based upon their relative importance as determined from factual data secured from State-wide studies for the planning of a complete highway system, and submit a suitable description and map of such proposed system or group to the Bureau of Public Roads for approval: Provided, That prior to the selection, designation and approval of such system or group of secondary or feeder roads, projects may be approved for construction if it is reasonably anticipated that such projects will become a part of such system or group.

The mileage of the initial system or group of secondary or feeder roads in any State shall not exceed ten percent of the highway mileage of the State as shown by the records of the State highway department at the time of the passage of the Federal Highway Act. The initial system or group of secondary or feeder roads may be selected, designated and approved in whole or in part in any State and may be modified, or increased from time to time as justified by the progress of its improvement.

After a secondary or feeder system or group of highways has been selected, designated and approved in any State no project shall be approved which is not a part of a route embraced in such system or group.

#### *Surveys, Plans, Specifications, Etc.*

SECTION 5. Surveys and plans, specifications and estimates for all projects in each State shall correspond to the character of the work contemplated and shall be in sufficient detail to show the quantity and kind of work involved and shall be prepared under the immediate direction of the State highway department without reimbursement from

federal funds. The State highway department, however, may utilize the services of well qualified county engineering organizations, acting under its direction, for the surveys, preparation of plans, specifications and estimates, and for the supervision of construction for any project. Inasmuch as the Federal Highway Act requires each State to maintain at its own expense a State highway department having adequate powers and suitably equipped and organized to discharge the duties required by the legislation, no part of the cost of maintaining a central office organization of the State highway department or of any organization which may be utilized by the State for construction engineering and inspection shall be paid with federal funds. Construction engineering and inspection charges reimbursable with federal funds shall be limited to any necessary costs incurred and to the salaries of individuals directly employed on the project.

#### *Methods of Undertaking Work*

SECTION 6. Whenever feasible and practicable the contract method shall be followed in performing work.

#### *Highway Planning Projects*

SECTION 7. With the approval of the Secretary, not to exceed one and one-half per centum of the amount apportioned to any State for secondary or feeder roads may be used for surveys, plans, engineering and economic investigations of projects for future construction in such State, or for the planning of a complete highway system and future programs of highway improvement for such State. Such proposed surveys, plans and engineering investigations shall be initiated by the State highway department in the same manner as are other projects by the submission of a project statement and, if approved by the Secretary, the work may be prosecuted under a project agreement.

#### *Maintenance*

SECTION 8. Project agreements for secondary or feeder road projects shall provide for the maintenance of such projects by the State to the extent permitted by State law; otherwise, the State shall submit, in the form prescribed by the Secretary, an agreement for such maintenance with the county or other political subdivision responsible therefor: *Provided, however,* no project contemplating maintenance by a county or other political subdivision shall be approved if any road previously improved with federal funds under the provisions of the Federal Highway Act, as amended and supplemented, which the said county or other political subdivision has agreed to maintain, is not being satisfactorily maintained as determined by the Chief of the Bureau of Public Roads.

[F. R. Doc. 37-419; Filed, February 10, 1937; 12:32 p. m.]

### SECURITIES AND EXCHANGE COMMISSION.

#### *United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of February A. D. 1937.

[File No. 2-2583]

#### IN THE MATTER OF BEAUNIT MILLS, INC.

ORDER FIXING TIME AND PLACE OF HEARING UNDER SECTION 8 (D) OF THE SECURITIES ACT OF 1933, AS AMENDED, AND DESIGNATING OFFICER TO TAKE EVIDENCE

It appearing to the Commission that there are reasonable grounds for believing that the registration statement filed by Beaunit Mills, Inc. under the Securities Act of 1933, as amended, includes untrue statements of material facts and omits to state material facts required to be stated therein and material facts necessary to make the statements therein not misleading,



It is ordered that a hearing be held, pursuant to the provisions of Section 8 (d) of said Act as amended, such hearing to be convened on Wednesday, February 17, 1937, at 2 o'clock in the afternoon, in Room 1101, Securities and Exchange Commission Building, 1778 Pennsylvania Avenue NW., Washington, D. C., and to continue thereafter at such time and place as the officer hereinafter designated may determine; and

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of testimony in this matter, the officer is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-424; Filed, February 10, 1937; 12:55 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 3rd day of February A. D. 1937.

[File No. 2-2694]

IN THE MATTER OF AMERICAN FIDELITY & CASUALTY COMPANY,  
INCORPORATED

ORDER CONSENTING TO WITHDRAWAL OF REGISTRATION STATEMENT  
ON REQUEST OF APPLICANT

The Commission, having due regard to the public interest and the protection of investors, upon the request of the registrant received on February 2, 1937, consents to the withdrawal of the registration statement of the above named registrant, and to that effect

It is so ordered.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-423; Filed, February 10, 1937; 12:55 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 4th day of February A. D. 1937.

[File No. 2-2281]

IN THE MATTER OF DURBAR GOLD MINES, LIMITED (NO PERSONAL  
LIABILITY)

ORDER CONSENTING TO WITHDRAWAL OF REGISTRATION STATEMENT  
ON REQUEST OF APPLICANT AND DISMISSING STOP ORDER PROCEEDINGS

The Commission, having due regard to the public interest and the protection of investors, upon the request of the registrant received on February 4, 1937, consents to the withdrawal of the registration statement of the above named registrant, and the said registration statement being so withdrawn, the Commission further dismisses a certain stop order proceeding under Section 8 (d) of the Securities Act of 1933, as amended, the said stop order proceedings having been heretofore on October 7, 1936, instituted and hearing having been opened on October 20, 1936, and adjourned subject to the call of the Trial Examiner, and to that effect

It is so ordered.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-421; Filed, February 10, 1937; 12:55 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 3rd day of February A. D. 1937.

[File No. 2-2158]

IN THE MATTER OF SILVER STRIKE MINING COMPANY

ORDER CONSENTING TO WITHDRAWAL OF REGISTRATION STATEMENT  
ON REQUEST OF APPLICANT

The Commission, having due regard to the public interest and the protection of investors, upon the request of the registrant received on February 2, 1937, consents to the withdrawal of the registration statement of the above named registrant, and to that effect

It is so ordered.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-422; Filed, February 10, 1937; 12:55 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of February A. D. 1937.

[File No. 43-30]

IN THE MATTER OF THE MINNEAPOLIS GENERAL ELECTRIC  
COMPANY

ORDER FIXING DATE FOR DECLARATION TO BECOME EFFECTIVE

The Minneapolis General Electric Company, a subsidiary company of Northern States Power Company, a Minnesota corporation and a registered holding company, having duly filed with this Commission a declaration, and an amendment thereto, pursuant to Section 7 of the Public Utility Holding Company Act of 1935 regarding the amendment of declarant's trust indenture dated April 1, 1916, and supplements thereto, securing an issue of \$42,070,000 principal amount of its General Mortgage Bonds, and any issue and exchange of bonds of declarant in accordance with such amendment; a hearing on said amended declaration having been duly held after appropriate notice, the record in such matter having been examined, and the Commission having made and filed its findings herein:

It is ordered that said amended declaration be and become effective on February 9, 1937, on condition that such amendment of declarant's trust indenture dated April 1, 1916, and supplements thereto, and the issue or exchange of bonds, or both, involved therein, be effected in substantial compliance with the terms and conditions and for the purposes represented by said amended declaration; and

It is further ordered that, upon such amendment's becoming effective, the declarant shall file with this Commission a copy of the executed supplemental indenture effecting such amendment.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-427; Filed, February 10, 1937; 12:56 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of February A. D. 1937.



[File No. 43-26]

IN THE MATTER OF NORTHERN STATES POWER COMPANY  
ORDER FIXING DATE FOR REMAINDER OF DECLARATION TO BECOME  
EFFECTIVE

Northern States Power Company, a registered holding company, organized under the laws of Minnesota, having duly filed with this Commission a declaration, and amendments thereto, pursuant to Section 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale by declarant of \$75,000,000 principal amount of First and Refunding Mortgage Bonds, 3½% Series due 1967, and 275,000 shares of Cumulative Preferred Stock, \$5 Series, without par value (which said amended declaration also covered the reclassification of declarant's outstanding capital stock into 4,000,000 shares of common stock, the issue of such common stock and the exchange of certificates representing such common stock for the certificates representing declarant's stocks being reclassified); a hearing on said amended declaration having been duly held after appropriate notice, so much of the record in this matter as concerns such issue and sale of bonds and preferred stock having been examined, and the Commission having made and filed its findings herein:

It is ordered that such parts of said amended declaration, as relate to the issue and sale of such bonds and preferred stock, be and become effective on February 9, 1937, on condition that the issue and sale of such bonds and preferred stock be effected in substantial compliance with all the terms and conditions and for the purposes represented by said amended declaration.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-428; Filed, February 10, 1937; 12:56 p. m.]

*United States of America—Before the Securities  
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of February A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST  
IN THE BRITISH-AMERICAN-HAYES HIGHLAND-RUSSELL FARM,  
FILED ON JANUARY 25, 1937, BY R. E. PITTS, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on February 4, 1937, be effective as of February 4, 1937; and

It is further ordered that the Suspension Order, Order for Hearing and Order Designating a Trial Examiner, heretofore entered in this proceeding, be and the same hereby are revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-425; Filed, February 10, 1937; 12:55 p. m.]

*United States of America—Before the Securities  
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of February A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST  
IN THE CENTRAL-SOOY FARM, FILED ON FEBRUARY 3, 1937,  
BY CENTRAL ROYALTIES COMPANY, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)),  
AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that Schedule "B" should appear on page 1, rather than Schedule "A";

(2) In that Items 1 and 2 (c), Division II, and Exhibit A appear inconsistent with respect to the interest being offered, and the particular property involved. If two different interests are involved, two sheets should be filed;

(3) In that Item 3 (c) (iii) of Division II is unintelligible if the smallest interest being offered is not 1/640th of the royalty;

(4) In that the name is omitted in Item 10 (b), Division II;

(5) In that Item 10 (c), Division II, is omitted;

(6) In that Item 12, Division II, is not in accord with Exhibit A;

(7) In that Item 17, Division II, gives different initials for the drilling contractor than are given in Item 12;

(8) In that Item 18, Division II, does not indicate who is to be reimbursed. Central Royalties Company is not named in Item 2 (d). This Item 18 should be Item 19 (a); Items 18 (b) and (c) should be numbered Items 19 (b) and (c), and the answers as here given are non-responsive;

(9) In that items that are called for as Items 18 (a) and (b), Division II, are omitted;

(10) In that the signature does not disclose whether the name of the offeror is a fictitious name for an individual, a co-partnership, a corporation or other form of business organization;

(11) In that Exhibit A incorrectly gives the operator's name if Item 12 and letter attached to offering sheet are correct. Exhibit A also omits the scale, date, the required area to the south of the plat involved, the depths and numbers of abandoned wells and some of the symbols;

(12) In that the legal description is omitted from Exhibit B;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 10th day of March 1937; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Robert P. Reeder, an officer of the Commission, be and hereby is designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 23rd day of February 1937 at 10:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-426; Filed, February 10, 1937; 12:56 p. m.]